

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ELROY DEWITT PINKENEY a/k/a ROY
DEWITT PINKENEY,

Plaintiff(s),

09cv0166

ELECTRONICALLY FILED

v.

CHASE HOME FINANCE, LLC,

Defendant(s).

ORDER OF COURT

Pursuant to Document No. 1 and Bankruptcy Rule 8009, Appellant's brief was due by February 24, 2009. Appellant failed to file his brief. On February 25, 2009, this Court issued an Order to Show Cause why this case should not be dismissed for failure to prosecute and ordered a response from Appellant by March 17, 2009. As of this date, no response has been filed.

Accordingly, this 25th day of March, 2009, this case will be dismissed for failure to prosecute. The Clerk shall mark the docket closed.

s/Arthur J. Schwab
United States District Judge

cc: All Registered ECF Counsel and Parties